IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 30TH MARCH 2007 / 9TH CHAITHRA 1929

Crl.Rev.Pet.No. 4093 of 2006(B)

CRA.195/2004 of ADDL.SESSIONS COURT, PATHANAMTHITTA
CC.385/2002 of CHIEF JUDICIAL MAGISTRATE COURT, PATHANAMTHITTA

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REVN. PETITIONER: APPELLANT/ACCUSED

PRADEEP N. PRAKASH,
KANDANKULATHU HOUSE, NARANGANAM P.O.

BY ADV. SRI.GIBI.C.GEORGE

RESPONDENTS: RESPONDENTS/COMPLAINANT & STATE

1. M/S. SREE NARAYANA TRADERS AND FINANCIERS LTD.,
THAVALATHIL BUILDINGS, PATHANAMTHITTA, REP. BY
ITS POWER OF ATTORNEY HOLDER M.K.VARADARAJAN,
MANAPPALLIL HOUSE, PRAMADOM,
MALLASSERY, PATHANAMTHITTA.

2. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY ADV. SRI. AMJAD ALI, PUBLIC PROSECUTOR
SRI.C.S.MANILAL

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 30/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

ORDER

NO REPRESENTATION. DISMISSED FOR NON PROSECUTION.

30.03.2007 SD/- K.R UDAYABHANU, JUDGE.

ORDER ON CRL. M.A. NO. 11756/2006 IN CRL. R.P. NO. 4093/2006

DISMISSED

30.03.2007 SD/- K.R. UDAYABHANU, JUDGE.

/True Copy/

P.A to Judge.

K.T. SANKARAN, J.

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CRL.R.P. 4093 OF 2006

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Dated this the 23rd November , 2006

O R D E R

Heard learned counsel for the petitioner as well as the learned counsel appearing for the first respondent . Revision Petition is admitted. No fresh notice need be issued to the first respondent .

K.T. SANKARAN,
JUDGE.

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K.T. SANKARAN, J.

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CRL.M.A. NO. 11756 OF 2006
IN CRL. R.P. 4093 OF 2006

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Dated this the 23rd November , 2006

O R D E R

The petitioner is undergoing sentence since he failed to pay the fine amount. The fine amount imposed on the petitioner is Rs. 8,20,000/- (Rupees eight lakhs and twenty thousand only). Learned counsel for the first respondent/complainant submitted that if the petitioner is released from jail, there is every likelihood of the petitioner leaving the country and it would be difficult to realise the fine amount. He submitted that if sentence is to be suspended stringent conditions may be imposed on the petitioner .

2. Considering the facts and circumstances of the case, execution of the sentence is suspended and bail is granted to the petitioner on the

following conditions:

1) The petitioner shall execute a bond for Rs. 1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like amount to the satisfaction of the court of the C.J.M., Pathanamthitta.

2) The petitioner shall deposit a sum of Rs. 3,00,000/- (Rupees three lakhs only) before the trial court within a period of one month.

3) The petitioner shall not leave India without prior permission from this court.

K.T. SANKARAN,
JUDGE.

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